

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK**

**U.S. SECURITIES AND EXCHANGE
COMMISSION,**

Plaintiff,

-against-

**SERGII “SERGEY” GRYBNIAK and
OPPORTY INTERNATIONAL, INC.,**

Defendants, and

CLEVER SOLUTION, INC.

Relief Defendant.

Civil Action No. 1:20-cv-00327-EK-MMH

**NOTICE OF MOTION AND MOTION FOR
SUMMARY JUDGMENT**

TO: Nicholas C. Margida
Division of Enforcement
Trial Unit, Mail Stop 5977
U.S. Securities and Exchange Commission
100 F Street, N.E.
Washington, D.C. 20549-5720
Counsel for Plaintiff

PLEASE TAKE NOTICE that Defendants Sergii “Sergey” Grybniak, Opperty International, Inc. and Clever Solution, Inc., by their undersigned attorney, will move on February 28, 2022, or such other date as the Court may hereafter set, before the Honorable Eric R. Komitee, United States District Judge for the Eastern District of New York, United States Courthouse, 225 Cadman Plaza East, Brooklyn, New York 11201, for entry of summary judgment pursuant to Rule 56 of the Federal Rules of Civil Procedure and Rule 56.1 of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York. This motion is based on upon the accompanying Declaration of Sergii “Sergey” Grybniak and

exhibits thereto, the Memorandum In Support of Defendants' Cross-Motion for Summary Judgment and In Opposition to Plaintiff's Motion for Partial Summary Judgment, and the annexed Statement of Material Facts, all dated and served today but not yet filed with the Court in accordance with the Individual Practices and Rules of Judge Komitee and this Court's October 18, 2021 minute order, and all the pleadings and proceedings herein.

Respectfully submitted,

By: /s/ Glenn B. Manishin
Glenn B. Manishin (admitted *pro hac vice*)
PARADIGMSHIFT LAW LLP
6735 Breezy Drive, Suite 101
Warrenton, VA 20187-2716
(202) 256-4600
glenn@manishin.com

Counsel for Defendants

Dated: January 7, 2022

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served on the following attorney for plaintiff on January 7, 2022, with consent to electronic delivery, by email:

Nicholas C. Margida
U.S. Securities and Exchange Commission
100 F Street, N.E.
Washington, D.C. 20549-5720
margidan@sec.gov

/s/ Glenn B. Manishin

Glenn B. Manishin